

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF VIRGINIA

**NORFOLK/NEWPORT NEWS DIVISION**Wednesday, October 31, 2018**MINUTES OF PROCEEDINGS IN** Open Court**PRESENT:** THE HONORABLE Raymond A. Jackson, U.S. DISTRICT JUDGEDeputy Clerk: P. ThompsonReporter: Janet Collins, OCR

Set: 10:00 a.m.	Started: 10:10 a.m.	Ended: 11:20 a.m.
Case No. 4:18cr23(01)		
<b>United States of America</b>		
v.		
<b>Byron Hale Delavan</b>		
AUSA's Brian Samuels and Howard Zlotnick appeared on behalf of the Govt.		
Trey Kelleter, Ret. appeared with Byron Hale Delavan, on bond.		
Matter came on for Hearing re: #57 Motion to Inquire into Potential Conflict of Interest.		
Comments of the Court.		
Witnesses excluded.		
Counsel answered inquiries of the Court.		
Govt. presented evidence - witnesses sworn and testified. (see page 2)		
Court FINDS Attorney Trey Kelleter represented the witness and FINDS that there is a conflict and DIRECTS Mr. Kelleter to withdraw.		
Mr. Delavan is DIRECTED to notify the Court, of status of counsel, within 10 days of entry of the order.		
Court to issue a short order followed by a memorandum opinion and order.		
Deft continued on bond.		
(continued on page 2)		

[illegible]